

Serial No.: 10/798,131
Response to 7/5/06 Office Action
Gibbons Docket No.: 105942-53917

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Remarks

A. Section §112, 2nd Paragraph Rejection

Claim 59 and the claims dependent thereon have been rejected as indefinite because the phrase "the bottom mer may have the halo blocking group" suggests that the bottom mer optionally has the halo-blocking group. Claim 59 has been amended to delete the reference to the halo group. Claims 60 limited to dimers with 4,8- linkages and Claim 61 limited to dimers with 4,6- linkages have been canceled since Claim 59 now is limited to dimers with 4,8- linkages.

Claim 68 and the claims dependent thereon are rejected as indefinite because the phrase "the A ring of the protected mer" lacks an antecedent basis. Claim 68 has been amended to delete that phrase.

B. Section §102(e) Rejection

Claims 59-63 and 65-68 have been rejected as anticipated by U.S. 6,864,377. The Examiner points to the disclosure at col. 28, lines 35-65 and col. 29, lines 1-28.

It is respectfully pointed out that this application is a division of the '377 patent. See the claim for domestic priority on the original and updated filing receipts. See also the Preliminary Amendment dated March 10, 2004 where it was stated "This application is a division and continuation of Ser. No. 10/212,973 filed August 6, 2002, now allowed, which is a continuation of Ser. No. 09/292,244 filed April 15, 1999". The '973 application issued March 8, 2005 as U.S. 6,864,377. The '244 application issued March 21, 2006 as U.S. 7,015,338.

C. Closing

Entry of this amendment is respectfully requested. No new matter is presented.

D. Correspondence and Fees

Please address all correspondence to Intellectual Property Docket Administrator, Gibbons, Del Deo, Dolan, Griffinger & Vecchione, One Riverfront Plaza, Newark, NJ 07102-5497.

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Should there be any questions or other matters that may be resolved by a telephone call, the Examiner is invited to contact the undersigned attorney at the number below.

August 8, 2006

Respectfully submitted,

Gibbons, Del Deo, Dolan, Griffinger & Vecchione

By Margaret B. Kelley
Margaret B. Kelley
Attorney for Applicant
Registration No. 29,181
Telephone No. (212) 554-9629
Facsimile No. (973) 639-6921